

FILED  
MAY 20 2008

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7/18/02

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ILLINOISMICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURTIN FORMA PAUPERIS APPLICATION  
AND  
FINANCIAL AFFIDAVITJAVIER BAILEY  
Plaintiff

v.

ROBERT JAVIER, et al.  
Defendant(s)08CV2914  
CA JUDGE CASTILLO  
JU MAG. JUDGE VALDEZ

Wherever ☐ is included, please place an X into whichever box applies. Wherever the answer to any question requires more information than the space that is provided, attach one or more pages that refer to each such question number and provide the additional information. Please PRINT.

I, JAVIER BAILEY, declare that I am the ☒ plaintiff ☐ petitioner ☐ movant (other \_\_\_\_\_) in the above-entitled case. This affidavit constitutes my application ☐ to proceed without full prepayment of fees, or ☐ in support of my motion for appointment of counsel, or ☒ both. I also declare that I am unable to pay the costs of these proceedings, and that I am entitled to the relief sought in the complaint/petition/motion/appeal. In support of this petition/application/motion/appeal, I answer the following questions under penalty of perjury:

1. Are you currently incarcerated? ☒ Yes ☐ No (If "No," go to Question 2)  
I.D. # K-52482 Name of prison or jail: LAWRENCE CORR. CTR.  
Do you receive any payment from the institution? ☒ Yes ☐ No Monthly amount: \$8.00 (approx.)
2. Are you currently employed? ☐ Yes ☐ No  
Monthly salary or wages: \_\_\_\_\_  
Name and address of employer: \_\_\_\_\_  
  - a. If the answer is "No":  
Date of last employment: \_\_\_\_\_  
Monthly salary or wages: \_\_\_\_\_  
Name and address of last employer: \_\_\_\_\_
  - b. Are you married? ☐ Yes ☐ No  
Spouse's monthly salary or wages: \_\_\_\_\_  
Name and address of employer: \_\_\_\_\_
3. Apart from your income stated above in response to Question 2, in the past twelve months have you or anyone else living at the same address received more than \$200 from any of the following sources? Mark an X in either "Yes" or "No", and then check all boxes that apply in each category.
  - a. Salary or wages ☐ Yes ☐ No  
Amount \_\_\_\_\_ Received by \_\_\_\_\_

- b. ☐ Business, ☐ profession or ☐ other self-employment ☐ Yes ☐ No  
Amount \_\_\_\_\_ Received by \_\_\_\_\_
- c. ☐ Rent payments, ☐ interest or ☐ dividends ☐ Yes ☐ No  
Amount \_\_\_\_\_ Received by \_\_\_\_\_
- d. ☐ Pensions, ☐ social security, ☐ annuities, ☐ life insurance, ☐ disability, ☐ workers' compensation, ☐ unemployment, ☐ welfare, ☐ alimony or maintenance or ☐ child support ☐ Yes ☐ No  
Amount \_\_\_\_\_ Received by \_\_\_\_\_
- e. ☐ Gifts or ☐ inheritances ☐ Yes ☐ No  
Amount \_\_\_\_\_ Received by \_\_\_\_\_
- f. ☐ Any other sources (state source: \_\_\_\_\_) ☐ Yes ☐ No  
Amount \_\_\_\_\_ Received by \_\_\_\_\_
4. Do you or anyone else living at the same address have more than \$200 in cash or checking or savings accounts? ☐ Yes ☐ No Total amount: \_\_\_\_\_  
In whose name held: \_\_\_\_\_ Relationship to you: \_\_\_\_\_
5. Do you or anyone else living at the same address own any stocks, bonds, securities or other financial instruments? ☐ Yes ☐ No  
Property: \_\_\_\_\_ Current Value: \_\_\_\_\_  
In whose name held: \_\_\_\_\_ Relationship to you: \_\_\_\_\_
6. Do you or anyone else living at the same address own any real estate (houses, apartments, condominiums, cooperatives, two-flats, three-flats, etc.)? ☐ Yes ☐ No  
Address of property: \_\_\_\_\_  
Type of property: \_\_\_\_\_ Current value: \_\_\_\_\_  
In whose name held: \_\_\_\_\_ Relationship to you: \_\_\_\_\_  
Amount of monthly mortgage or loan payments: \_\_\_\_\_  
Name of person making payments: \_\_\_\_\_
7. Do you or anyone else living at the same address own any automobiles, boats, trailers, mobile homes or other items of personal property with a current market value of more than \$1000? ☐ Yes ☐ No  
Property: \_\_\_\_\_  
Current value: \_\_\_\_\_  
In whose name held: \_\_\_\_\_ Relationship to you: \_\_\_\_\_
8. List the persons who are dependent on you for support, state your relationship to each person and indicate how much you contribute monthly to their support. If none, check here ☐ No dependents  
\_\_\_\_\_  
\_\_\_\_\_

I declare under penalty of perjury that the above information is true and correct. I understand that pursuant to 28 U.S.C. § 1915(e)(2)(A), the court shall dismiss this case at any time if the court determines that my allegation of poverty is untrue.

Date: 23 April 2008

Javier Bailey  
Signature of Applicant  
JAVIER BAILEY  
(Print Name)

**NOTICE TO PRISONERS:** A prisoner must also attach a statement certified by the appropriate institutional officer or officers showing all receipts, expenditures and balances during the last six months in the prisoner's prison or jail trust fund accounts. Because the law requires information as to such accounts covering a full six months before you have filed your lawsuit, you must attach a sheet covering transactions in your own account--prepared by each institution where you have been in custody during that six-month period--and you must also have the Certificate below completed by an authorized officer at each institution.

#### CERTIFICATE

(Incarcerated applicants only)

(To be completed by the institution of incarceration)

I certify that the applicant named herein, Javier Bailey, I.D.# K52482, has the sum of \$ 28 on account to his/her credit at (name of institution) Lawrence Correctional Center.

I further certify that the applicant has the following securities to his/her credit: \_\_\_\_\_. I further certify that during the past six months the applicant's average monthly deposit was \$ 15.83.

(Add all deposits from all sources and then divide by number of months).

4-24-08

DATE

[Signature]  
SIGNATURE OF AUTHORIZED OFFICER

[Signature]

(Print name)

Time: 9:12am

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## Lawrence Correctional Center

## Trust Fund

## Inmate Transaction Statement

REPORT CRITERIA - Date: 10/24/2007 thru End; Inmate: K52482; Active Status Only ? : No; Print Restrictions ? : Yes;  
 Transaction Type: All Transaction Types; Print Furloughs / Restitutions ? : Yes; Include Inmate Totals ? : Yes; Print  
 Balance Errors Only ? : No

Inmate: K52482 Bailey, Javier

Housing Unit: LAW-R2-CU-24

Date	Source	Transaction Type	Batch	Reference #	Description	Amount	Balance
Beginning Balance:							1.05
11/01/07	Mail Room	04 Intake and Transfers In	305221	51272	Pinckneyville C.C.	20.00	21.05
11/09/07	Payroll	20 Payroll Adjustment	313134		P/R month of 10/2007	6.26	27.31
11/16/07	Disbursements	81 Legal Postage	320334	Chk #19841	057675, DOC: 523 Fund Inmate R, Inv. Date: 10/24/2007	-.41	26.90
11/16/07	Disbursements	81 Legal Postage	320334	Chk #19841	057595, DOC: 523 Fund Inmate R, Inv. Date: 10/18/2007	-1.82	25.08
11/16/07	Disbursements	80 Postage	320334	Chk #19841	057589, DOC: 523 Fund Inmate R, Inv. Date: 10/18/2007	-.41	24.67
11/16/07	Disbursements	80 Postage	320334	Chk #19841	057586, DOC: 523 Fund Inmate R, Inv. Date: 10/18/2007	-.41	24.26
11/16/07	Disbursements	81 Legal Postage	320334	Chk #19841	057595, DOC: 523 Fund Inmate R, Inv. Date: 10/18/2007	-1.48	22.78
11/16/07	Disbursements	84 Library	320334	Chk #19842	057658, DOC: 523 Fund Library, Inv. Date: 10/22/2007	-3.70	19.08
11/16/07	Point of Sale	60 Commissary	320728	218261	Commissary	-18.24	.84
11/27/07	Mail Room	04 Intake and Transfers In	331221	137235	Stateville C.C.	.12	.96
11/30/07	Mail Room	01 MO/Checks (Not Held)	334217	9894	Cibf, Greivance Reimb.	.78	1.74
12/05/07	Point of Sale	60 Commissary	339728	220031	Commissary	-1.58	.16
12/10/07	Payroll	20 Payroll Adjustment	344134		P/R month of 11/2007	4.35	4.51
12/14/07	Disbursements	90 Medical Co-Pay	348334	Chk #20052	058142, DOC: 523 Fund Inmate R, Inv. Date: 12/12/2007	-2.00	2.51
12/14/07	Disbursements	90 Medical Co-Pay	348334	Chk #20052	504678, DOC: 523 Fund Inmate R, Inv. Date: 12/13/2007	-2.00	.51
12/14/07	AP Correction	90 Medical Co-Pay	348534	Chk #20052 Voided	058142 - DOC: 523 Fund Inmate	2.00	2.51
12/14/07	AP Correction	90 Medical Co-Pay	348534	Chk #20052 Voided	504678 - DOC: 523 Fund Inmate	2.00	4.51
12/14/07	Disbursements	90 Medical Co-Pay	348334	Chk #20053	058142, DOC: 523 Fund Inmate R, Inv. Date: 12/12/2007	-2.00	2.51
12/14/07	Disbursements	90 Medical Co-Pay	348334	Chk #20053	504678, DOC: 523 Fund Inmate R, Inv. Date: 12/13/2007	-2.00	.51
12/27/07	Mail Room	01 MO/Checks (Not Held)	361221	003569	Bailey, Janet	20.00	20.51
01/11/08	Payroll	20 Payroll Adjustment	011134		P/R month of 12/2007	6.00	26.51
01/16/08	Disbursements	81 Legal Postage	016334	Chk #20272	058421, DOC: 523 Fund Inmate R, Inv. Date: 01/07/2008	-3.28	23.23
01/16/08	Disbursements	80 Postage	016334	Chk #20272	058437, DOC: 523 Fund Inmate R, Inv. Date: 01/08/2008	-.41	22.82
01/16/08	Disbursements	81 Legal Postage	016334	Chk #20272	058418, DOC: 523 Fund Inmate R, Inv. Date: 01/07/2008	-.41	22.41
01/16/08	Disbursements	84 Library	016334	Chk #20273	058269, DOC: 523 Fund Library, Inv. Date: 12/20/2007	-.05	22.36
01/16/08	Mail Room	01 MO/Checks (Not Held)	016219	11164537833	Williams, Robert	35.00	57.36
01/23/08	Point of Sale	60 Commissary	023714	223777	Commissary	-32.06	25.30
02/06/08	Point of Sale	60 Commissary	037728	225300	Commissary	-16.21	9.09
02/14/08	Mail Room	01 MO/Checks (Not Held)	045219	006876	Bailey, Janet	10.00	19.09
02/15/08	Payroll	20 Payroll Adjustment	046134		P/R month of 01/2008	4.48	23.57
02/15/08	Disbursements	81 Legal Postage	046334	Chk #20504	058623, DOC: 523 Fund Inmate R, Inv. Date: 01/23/2008	-1.31	22.26
02/15/08	Disbursements	84 Library	046334	Chk #20505	504779, DOC: 523 Fund Library, Inv. Date: 02/07/2008	-1.05	21.21
02/15/08	Disbursements	84 Library	046334	Chk #20505	058627, DOC: 523 Fund Library, Inv. Date: 01/23/2008	-.95	20.26
02/21/08	Point of Sale	60 Commissary	052731	226807	Commissary	-16.62	3.64
03/05/08	Point of Sale	60 Commissary	065728	228311	Commissary	-1.80	1.84
03/14/08	Disbursements	81 Legal Postage	074334	Chk #20843	504805, DOC: 523 Fund Inmate R, Inv. Date: 02/21/2008	-1.65	.19

Time: 9:12am

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 Transaction Type: All Transaction Types; Print Furloughs / Restitutions ? : Yes; Include Inmate Totals ? : Yes; Print  
 Balance Errors Only ? : No

Inmate: K52482 Bailey, Javier

Housing Unit: LAW-R2-CU-24

Date	Source	Transaction Type	Batch	Reference #	Description	Amount	Balance
03/18/08	Payroll	20 Payroll Adjustment	078134		P/R month of 02/2008	5.92	6.11
04/15/08	Payroll	20 Payroll Adjustment	106134		P/R month of 03/2008	2.04	8.15
04/16/08	Point of Sale	60 Commissary	107728	231652	Commissary	-7.36	.79
04/17/08	Disbursements	80 Postage	108334	Chk #21176	505135, DOC: 523 Fund Inmate R, Inv. Date: 03/25/2008	-.41	.38
04/17/08	Disbursements	84 Library	108334	Chk #21177	505079, DOC: 523 Fund Library, Inv. Date: 03/17/2008	-.10	.28

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Total Inmate Funds: .28

Less Funds Held For Orders: .00

Less Funds Restricted: .00

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Funds Available: .28

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Total Furloughs: .00

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Total Voluntary Restitutions: .00